

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re: Joseph Walker : CHAPTER 13
Debtor : BANKRUPTCY NO.19-12097
Joseph Walker
Debtor : Adv. #19-00228
v.
M&T Bank :

ORDER

AND NOW this 28th day of October ,
2020, upon consideration of the Motion of M&T Bank and
Plaintiff's response thereto, it is here by **ORDERED** and **DECREED**
as follows:

1. M&T Bank's Motion to Dismiss Plaintiff's Second Amended Complaint is: **DENIED** as to all the relief sought in the pleading.
2. M&T Bank's request to treat the motion as a motion for Summary Judgment is: **DENIED**.
3. M&T Bank shall file an Answer to the Second Amended Complaint within 30 days of this Order.
4. The Court shall Schedule a hearing to consider Plaintiff's request for relief pursuant to F.R.B.P. Rule 3001(c)(3)(D)(i) and (ii) as part of its scheduling order after the filing of M&T's Answer to Plaintiff's Second Amended Complaint.



Magdeline D. Coleman
Chief Bankruptcy Judge